

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY NINTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MRS JUSTICE T.MEENA KUMARI

and

THE HON'BLE MR JUSTICE P.LAKSHMANA REDDY

WRIT PETITION NO : 7057 of 2005

Between:

D. Yadagiri, S/o. Kistaiah,
R/o. H.No. 2-3-7/10, Armed Reserve Police Head Quarters,
Hanmakonda, Warangal District.

..... PETITIONER

AND

- 1 The Superintendent of Police, Warangal District at Warangal.
- 2 The Deputy Superintendent of Police, Enquiry Officer, Warangal,

Warangal District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an appropriate Writ, order or direction, more particularly one in the nature of Writ of Certiorari calling for the records relating to and connected with the order as made in O.A.No. 5278/2004 dated 1-3-2005 on the file of the Tribunal and quash the same and consequently declare that the proceedings issued by the 1st respondent in C.No. 59/PR-A5/2004 dated 1-9-2004 duly served on the applicant on 6-9-2004 as illegal, arbitrary and unconstitutional apart from being violative of principles of natural justice and against the judgment of the Supreme Court reported in 1996 (6) SCC 417, consequently, set aside the same by directing the 1st respondent to suspend the departmental enquiry initiated pursuant to the charge memo in C.No.

59/PR-A5/2004, dated 2-7-2004 pending disposal of the criminal cases before the various criminal courts, and pass such other order or orders.

Counsel for the Petitioner : MR.D.SESHADRI NAIDU

Counsel for the Respondents: GOVERNMENT PLEADER FOR SERVICES-II .

The Court made the following :

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ORDER: (per the Hon'ble Smt.Justice T.Meena Kumari)

When the matter has come for admission, it is represented by the learned counsel for the petitioner that the subject matter of this Writ Petition has become infructuous and sought permission of this Court to move the A.P. Administrative Tribunal.

Accordingly, the Writ petition is dismissed as infructuous giving liberty to the petitioner to move the A.P. Administrative Tribunal for appropriate relief.

(T.MEENA KUMARI, J)

(P.LAKSHMANA REDDY, J)

Dt: 29.06.2005

bsv/lvl

To

- 1 The Superintendent of Police, Warangal District at Warangal.
- 2 The Deputy Superintendent of Police, Enquiry Officer, Warangal,

Warangal District

- 3 Two CCs to the Government Pleader for Services-II, High Court of A.P.,

Hyderabad (OUT)

- 4 Two CD copies